

STATE OF: NEW YORK  
 US DISTRICT COURT SOUTHERN DISTRICT OF NY COUNTY  
 MADISON REALTY CAPITAL, L.P.

## AFFIDAVIT OF SERVICE

Court/Return Date:  
 Filed: 7/11/2008  
 Index/File No.: 08 CIV 6273

PLAINTIFF(s)

THOMAS E. MORRIS,

against

DEFENDANT(s)

County of: Denton  
 State of: Texas

On August 1st 2008 at 11:10 A.M. M.

2911 EAST DIVISION STREET, SUITE 411, ARLINGTON, TX 76011

deponent served the within: **SUMMONS IN A CIVIL ACTION & COMPLAINT WITH INDEX NUMBER AND DATE FILED**  
 THIS was clearly written/printed on the face of said legal notice.

on **THOMAS E. MORRIS**  
 c/o **SIX FLAGS SHOPPING MALL MANAGEMENT**

defendant  respondent  witness  done (hereinafter called the recipient) therein named

INDIVIDUAL By delivering a true copy of each to said recipient personally, deponent knew the person so served to be the person described as said recipient therein.

RECORDS CUSTODIAN By delivering thereto a true copy of each to Said individual stated she/he is authorized to accept legal process as/on behalf of the Records Custodian personally.

ENTITY  Corporation  Religious Entity  Government Entity  Law Office  Partnership  
 By delivering thereto a true copy of each to Said individual stated she/he is a Managing Agent thereof, authorized to accept legal process.

SUITABLE AGE PERSON  place of business  dwelling place  usual place of abode By delivering thereto a true copy of each to: Deborah White a person of suitable age and discretion

AFFIXING TO DOOR A true copy of same was affixed to the door of said recipient's  actual place of business  dwelling place  usual place of abode within the state.

After deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, thereto, having called there

Deponent called to:

MAILING on August 1st, 2008 at said premises who stated that recipient:  lived there,  worked there

RESIDENCE,  BUSINESS at: 2911 EAST Division, ARLINGTON, TX 76011 deponent enclosed a copy of same in a first class postpaid envelope properly addressed to recipient at recipient's last known (and) certified mail receipt #and/or other mailing

The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, that the communication was from an attorney or concerned an action against the recipient. The envelope was placed into the exclusive care and custody of the U.S. Postal Service.

DESCRIPTION SEX: F COLOR/SKIN: BLACK HAIR: BLACK/AFRO AGE(approx): 40  
 HEIGHT(approx): 5 FT WEIGHT(approx): 150 lbs. OTHER:

MILITARY Upon information and belief, I aver that recipient is not in active military service of the United States or the State of Texas in any capacity as defined by both the State and Federal statutes.

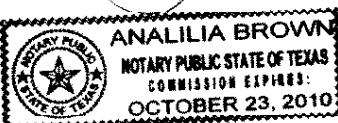
FEES witness/recd fee:  was paid (tendered) to the recipient,  was mailed to the witness with subpoena copy.

NON-SERVICE SERVICE HAS NOT BEEN EFFECTED AFTER DUE DILIGENCE FOR THE FOLLOWING REASON:  
 Unknown at this address  Moved, left no forwarding address  Party is Evading service  
 Other:

Sworn to before me on

04 day of August, 2008

Notary:



Sign Name: Kurt Schadler  
 Print Name: KURT SCHADLER  
 License No.: SCH 1098



Client ID: COLE/Madison